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07278

PATENT TRADEMARK OFFICE

Docket No.: 3940/OK188

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Michael **FRIEDMAN** et al.

Serial No.: 09/534,960

Art Unit: 1615

Confirmation No.: 3862

Filed: March 27, 2000

Examiner: S. Lee Howard

For: **CONTROLLED DELIVERY SYSTEM OF ANTIFUNGAL AND  
KERATOLYTIC AGENTS FOR LOCAL TREATMENT OF FUNGAL  
INFECTIONS OF THE NAIL AND SURROUNDING TISSUES**

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Hon. Commissioner of  
Patents and Trademarks  
Washington, DC 20231

01/03/2003 SSM:DATA 00000014 040100 09534960  
01 FC:1806 180.00 CH

In order to comply with 37 CFR 1.97 and 1.98, attached hereto is a

copy of Form PTO-1449 and copies of the documents listed thereon.

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12/15/2002 JBALIHON 00000079 09534960

01 FC:1806

165.00 OP

The PTO did not receive the following  
listed items(s) \$180

All of these documents were either 1) not cited in a foreign counterpart of this application and not known for more than three months, or 2) were first cited in a foreign counterpart of this application not more than three months ago. The statutory fee of \$180.00 under 37 C.F.R. § 1.17(p) is also enclosed.

In accordance with MPEP Sections 609 and 707.05(b), it is requested that each document cited (including any cited in applicant's specification which is not repeated on the attached Form PTO-1449) be given thorough consideration and that it be cited of record in the prosecution history of the present application by initialing Form PTO-1449 next to the document. Such initialing is requested even if the Examiner does not consider a cited document to be sufficiently pertinent to use in a rejection, or otherwise does not consider it to be prior art for any reason, or even if the Examiner does not believe that the guidelines for citation have been fully complied with. This is requested so that each document becomes listed on the face of the patent issuing on the present application.

The present Information Disclosure Statement is being submitted in compliance with 37 CFR 1.56, but the citation of such document is not to be construed as an admission that such document is necessarily relevant or prior art. No representation is intended that the cited documents represent the results of a complete search, and it is anticipated that the Examiner, in the normal course of

examination, will make an independent search and will determine the best prior art consistent with 37 CFR 1.104(a) and 1.106(b) and, in the course of each search, will review for relevance every document cited on the attached form even if not initialed.

The Commissioner is hereby authorized to charge the above deposit account for any deficiency.

Early and favorable consideration is earnestly solicited.

Respectfully submitted,

Dated: December 17, 2002



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